

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applicant:

MICHAEL KAGAN ET AL.

Serial No.: 10/000,456

Filed: December 4, 2001

For: NETWORK INTERFACE
ADAPTER WITH
DATA SEND RESOURCES

Examiner: Kamal B. Divecha

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Confirmation No. 9182

Group Art Unit: 2451

Attorney  
Docket: 3091/24

Assistant Commissioner for Patents  
Alexandria VA 22313-1450

## TERMINAL DISCLAIMER

Sir:

Petitioner, Mellanox Technologies Ltd., the owner of record of a 100 percent interest in the instant application, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 11/348,259, filed on June 15, 2006 as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on said reference application, as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application, in the event that any such patent granted on the pending reference application expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

The undersigned is an attorney of record.

Respectfully submitted,



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Mark M. Friedman  
Attorney for Applicant  
Registration No. 33,883  
Dr. Mark Friedman Ltd.  
Moshe Aviv Tower, 54<sup>th</sup> Floor  
7 Jabotinsky Street  
Ramat Gan 52520 ISRAEL  
Tel: 972-3-6114100  
Fax: 972-3-6114101  
Email: patents@friedpat.com

Date: January 10, 2011

  X   Terminal disclaimer fee under 37 CFR 1.20(d) is to be charged to Deposit Account 06-2140. A duplicate copy of this letter is enclosed for this purpose.

  X   PTO suggested wording for terminal disclaimer was unchanged.